

AO 450 (Rev. 01/09) Judgment in a Civil Action

UNITED STATES DISTRICT COURT

for the  
Northern District of West Virginia

U.S. DISTRICT COURT  
FILED AT WHEELING, WV  
DEC - 1 2010  
NORTHERN DISTRICT OF WV  
OFFICE OF THE CLERK

HARVEY PATRICK SHORT

Plaintiff

v.

JIM RUBENSTEIN, et al.

Defendant

Civil Action No. 5:10-cv-47

JUDGMENT IN A CIVIL ACTION

The court has ordered that (check one):

☐ the plaintiff (name) \_\_\_\_\_ recover from the  
defendant (name) \_\_\_\_\_ the amount of  
\_\_\_\_\_ dollars (\$ \_\_\_\_\_), which includes prejudgment  
interest at the rate of \_\_\_\_\_ %, plus postjudgment interest at the rate of \_\_\_\_\_ %, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (name) \_\_\_\_\_  
recover costs from the plaintiff (name) \_\_\_\_\_

☒ other: It is ORDERED that this case be DISMISSED and STRICKEN from the active docket of this Court.

This action was (check one):

☐ tried by a jury with Judge \_\_\_\_\_ presiding, and the jury has  
rendered a verdict.

☐ tried by Judge \_\_\_\_\_ without a jury and the above decision  
was reached.

☒ decided by Judge Frederick P. Stamp, Jr.  
by a Memorandum Opinion and Order affirming and adopting the Magistrate Judge's Report and Recommendation  
and dismissing the 1983 complaint.

Date: 12/01/2010

CLERK OF COURT

/s/ Cheryl Dean Riley, Clerk  
Signature of Clerk or Deputy Clerk